

MEETINGS TO DATE 5
NO. OF REGULARS 4
NO. OF SPECIALS 1

LANCASTER, NEW YORK
FEBRUARY 9, 1976

A Regular Meeting of the Town Board of the Town of Lancaster,
Erie County, New York was held at the Town Hall at Lancaster, New York,
on the 9th day of February, 1976 at 8:00 P.M. and there were

PRESENT:

STANLEY JAY KEYSA, SUPERVISOR
JOSEPH R. BARNHARDT, COUNCILMAN
EDWARD A. BERENT, COUNCILMAN
PETER J. BOLENDER, COUNCILMAN
ARTEL J. METZ, COUNCILMAN

ABSENT:

NONE

ALSO PRESENT:

ROBERT P. THILL, TOWN CLERK
DOMINIC J. TERRANOVA, TOWN ATTORNEY
RICHARD J. SHERWOOD, DEPUTY TOWN ATTORNEY
EDWARD J. FERON, JR., TOWN ENGINEER
VICTOR H. OTT, POLICE CHIEF

BID OPENINGS AND PUBLIC HEARINGS:

NONE

OFFICIAL REPORTS:

The Town Clerk reported that the following departments of the Town of Lancaster have filed with him their Monthly Reports as follows:

<u>DEPARTMENT</u>	<u>MONTH OR MONTHS OF</u>
Town Clerk	January, 1976
Police Department	January, 1976
Dog Warden	January, 1976

The Town Clerk reported that the following Boards, Commissions, Bureaus, and Committees of the Town of Lancaster have filed with him minutes or memorandums of their meetings as follows:

Planning Board	Meeting No. 2 - January 21, 1976
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COMMITTEE REPORTS:

NONE

PRESENTATION OF RESOLUTIONS BY COUNCILMEN:

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN BARNHARDT , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
BERENT , TO WIT:

RESOLVED, that the minutes of the Regular Meeting of the Town Board
held on February 2, 1976, as presented by the Town Clerk, be and hereby
are approved.

The question of the adoption of the foregoing resolution was duly
put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT	VOTED YES
COUNCILMAN BERENT	VOTED YES
COUNCILMAN BOLENDER	VOTED YES
SUPERVISOR KEYSA	VOTED YES
COUNCILMAN METZ	VOTED YES

~~duky~~

The resolution was thereupon unanimously adopted.

February 9, 1976

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN BOLENDER , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
METZ , TO WIT:

WHEREAS, the Superintendent of Highways of the Town of Lancaster will require certain materials and supplies for the operation of his Department during the year 1976 which may reasonably be expected to exceed the sum of \$1,500.00, and

WHEREAS, it is in the public interest that sealed bids for the purchase of such supplies and materials be invited,

NOW, THEREFORE, BE IT

RESOLVED, that the Town Clerk advertise for bids to be received by the Town Board of the Town of Lancaster at the Town Hall, 21 Central Avenue, Lancaster, New York, until 8:00 o'clock P.M., Eastern Standard Time, on the 1st day of March, 1976, for the purchase of crushed stone, gravel, road oil, blacktop, slurry seal, cinders, ice control grit and redi mix concrete, and that advertisement for bids be published in the Lancaster Enterprise-Journal and posted on the Town Bulletin Board, which Notice shall be in the following form:

LEGAL NOTICE
NOTICE TO BIDDERS
TOWN OF LANCASTER
HIGHWAY DEPARTMENT
LANCASTER, NEW YORK

Sealed bids will be received and publicly opened by the Town Board of the Town of Lancaster at 8:00 o'clock P.M., Eastern Standard Time, March 1, 1976, at the Town Hall, 21 Central Avenue, Lancaster, New York, for the following materials: crushed stone, gravel, road oil, blacktop, slurry seal, cinders, ice control grit and redi mix concrete.

Specifications for each of the above named materials are on file with and may be obtained from either the Highway Superintendent of the Town of Lancaster, 3789 Walden Avenue, Lancaster, New York, or the Town Clerk of the Town of Lancaster, 21 Central Avenue, Lancaster, New York.

The contract for the purchase of the above items will be awarded to the lowest responsible bidder. In cases where two or more responsible bidders submit identical bids as to price, the Town Board may award the contract to either of such bidders. The Town Board may reject all bids and readvertise for new bids at its discretion.

TOWN BOARD OF THE
TOWN OF LANCASTER

By: ROBERT P. THILL
Town Clerk

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT	VOTED YES
COUNCILMAN BERENT	VOTED YES
COUNCILMAN BOLENDER	VOTED YES
SUPERVISOR KEYSA	VOTED YES
COUNCILMAN METZ	VOTED YES

The resolution was thereupon unanimously adopted.

February 9, 1976

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN METZ , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
BOLENDER , TO WIT:

WHEREAS, Kideney, Smith, Fitzgerald & Partners, Architects for the
new Lancaster Public Library, have recommended a changeorder relative to
the Lancaster Public Library roof, calling for the installation of snow
guards, and

WHEREAS, said proposals, dated January 20, 1976, and February 6, 1976,
have been filed with the Town Clerk, and plans for said work have been prepared
by the said Architect,

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby
approves a changeorder for work at the Lancaster Public Library to be
performed by Weaver Metal and Roofing Co., Inc., for the total sum of
\$6,364.80, in accordance with proposals filed with the Town Clerk and plans
drawn by the Architect, and

BE IT FURTHER

RESOLVED, that the Supervisor be and hereby is authorized to sign
said proposals and a copy of same be forwarded to the contractor.

The question of the adoption of the foregoing resolution was duly
put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT	VOTED YES
COUNCILMAN BERENT	VOTED YES
COUNCILMAN BOLENDER	VOTED YES
SUPERVISOR KEYSA	VOTED YES
COUNCILMAN METZ	VOTED YES

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The resolution was thereupon unanimously adopted.

February 9, 1976

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN BERENT , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
BARNHARDT , TO WIT:

WHEREAS, the Town Board of the Town of Lancaster has previously advertised for bids for the furnishing to the Police Department of the Town of Lancaster, New York, of three (3) new 1976 automobiles in accordance with specifications on file with the Town Clerk of the Town of Lancaster, and

WHEREAS, said bids were duly opened on February 2, 1976, and

WHEREAS, Gillogly Chevrolet, Inc., 1777 Union Road, West Seneca, New York, has submitted a net bid for the furnishing of three (3) new 1976 automobiles for the sum of \$10,598.22, and

WHEREAS, the Chief of Police of the Town of Lancaster has recommended the purchase of the above-mentioned automobiles, and further that said bid is the lowest responsible bid submitted conforming with the specifications therefor,

NOW, THEREFORE, BE IT

RESOLVED, that the low bid of Gillogly Chevrolet, Inc., 1777 Union Road, West Seneca, New York, in the sum of \$10,598.22 be and the same is hereby accepted and that order for such automobiles is hereby authorized to be placed and that delivery be made not later than seventy-five (75) days after date of order.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT	VOTED YES
COUNCILMAN BERENT	VOTED YES
COUNCILMAN BOLENDER	VOTED YES
SUPERVISOR KEYSA	VOTED YES
COUNCILMAN METZ	VOTED YES

~~clerk~~
The resolution was thereupon unanimously adopted.

February 9, 1976

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN BOLENDER , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
METZ , TO WIT:

WHEREAS, from time to time Town of Lancaster officials, employees, departments heads and members of various boards and commissions sponsored by the Town of Lancaster attend out-of-town conferences or seminars for which they are reimbursed for actual and necessary expenses. and

WHEREAS, it is deemed in the interest of the Town of Lancaster that a report be made of the information gained at such conferences and seminars,

NOW, THEREFORE, BE IT

RESOLVED, that when said Town of Lancaster officials, employees, department heads and members of various boards and commissions sponsored by the Town of Lancaster attend out-of-town conferences or seminars at Town expense, a written report of approximately one (1) page from said individuals be filed with the Town Clerk of the Town of Lancaster in order that the information gained at such conferences or seminars be as widely disseminated as possible, and

BE IT FURTHER

RESOLVED, that the Town Clerk advise those Town of Lancaster officials, employees, department heads and members of various boards and commissions sponsored by the Town of Lancaster of such requirement for said written report.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT VOTED YES

COUNCILMAN BERENT VOTED YES

COUNCILMAN BOLENDER VOTED YES

SUPERVISOR KEYSA VOTED YES

COUNCILMAN METZ VOTED YES

~~duhly~~
The resolution was thereupon unanimously adopted.

February 9, 1976

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN BARNHARDT , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
BERENT , TO WIT:

WHEREAS, the Town of Lancaster has applied for a State Pollutant Discharge System Elimination System Permit from the State Department of Environmental Control for its continued operation of Sewer District No. 1 sewage treatment plant (Glendale-Parkdale Subdivision), and

WHEREAS, the State Department of Environmental Conservation requires publication of notice of application,

NOW, THEREFORE, BE IT

RESOLVED, that the Town Clerk publish the Notice of Application for Permit to Discharge under New York State Pollutant Discharge Elimination System, Application No. NY-0036099 (SWM), Lancaster (T), Erie County, relative to Town of Lancaster Sewer District No. 1 sewage treatment plant (Glendale-Parkdale Subdivision) in accordance with the letter of said Department of Environmental Control dated January 26, 1976, and the Town Clerk forward proof of said publication to the responsible State Officer in accordance with said letter.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT VOTED YES

COUNCILMAN BERENT VOTED YES

COUNCILMAN BOLENDER VOTED YES

SUPERVISOR KEYSA VOTED YES

COUNCILMAN METZ VOTED YES

~~and~~

The resolution was thereupon unanimously adopted.

February 9, 1976

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN BERENT , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
BARNHARDT , TO WIT:

WHEREAS, the lease of premises housing the Senior Citizens Activity
at 46 Central Avenue, Lancaster, New York, expired January 31, 1976, and

WHEREAS, it is the in public interest to extend said lease for a
period of an additional two (2) months to March 31, 1976, at a monthly rental
of \$355.00 per month, in order to allow for the moving of said Senior Citizens
Activity to the Lancaster Library Building on Clark Street,

NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor be and hereby is authorized to sign
Extensions of Lease from February 1, 1976 to March 31, 1976, with James R.
Wagner and Florence E. Wagner, the owners of premises locally known as
46 Central Avenue, Lancaster, New York, at a monthly rental of \$355.00 per
month.

The question of the adoption of the foregoing resolution was duly
put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT VOTED YES

COUNCILMAN BERENT VOTED YES

COUNCILMAN BOLENDER VOTED YES

SUPERVISOR KEYSA VOTED YES

COUNCILMAN METZ VOTED YES

~~duky~~

The resolution was thereupon unanimously adopted.

February 9, 1976

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN BOLENDER , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
METZ , TO WIT:

RESOLVED, that the following Audited Claims be and are hereby
ordered paid from their respective accounts:

<u>ACCOUNT</u>	<u>ORDER NUMBER</u>	<u>TOTAL AMOUNT</u>
General Funds	No. 3227 to 3265 Incl.	\$ 34,103.73
Special District Funds	No. 88 to 89 Incl.	\$125,048.35
Part Town Funds	No. 273 to 275 Incl.	\$ 122.51
Highway Funds	No. 744 to 747 Incl.	\$ 30,363.03
Federal Revenue Sharing	No. 164 to 167 Incl.	\$ 878.10
Capital Fund	No. 198 to 200 Incl.	\$ 28,176.96

The question of the adoption of the foregoing resolution was
duly put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT VOTED YES
COUNCILMAN BERENT VOTED YES
COUNCILMAN BOLENDER VOTED YES
SUPERVISOR KEYSA VOTED YES
COUNCILMAN METZ VOTED YES

The resolution was thereupon unanimously adopted.

February 9, 1976

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN METZ , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
BOLENDER , TO WIT:

RESOLVED, that the following Building Permit Applications be
and are hereby approved and the issuance of Building Permits be and are
hereby authorized:

<u>No.</u>	<u>Name</u>	<u>Address</u>	<u>Structure</u>
7	Theodore Steltermann	339 Broezel	EX. FR. ENTRANCE

The question of the adoption of the foregoing resolution was
duly put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT VOTED YES
COUNCILMAN BERENT VOTED YES
COUNCILMAN BOLENDER VOTED YES
SUPERVISOR KEYSA VOTED YES
SUPERVISOR METZ VOTED YES

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The resolution was thereupon unanimously adopted.

February 9, 1976

Councilman Berent requested a suspension of the necessary rule for immediate consideration of the following resolution -
SUSPENSION GRANTED.

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN BERENT , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
BARNHARDT , TO WIT:

WHEREAS, the Police Department of the Town of Lancaster requires individual lockers for its personnel at the Lancaster Town Center, and

WHEREAS, informal proposals have been obtained from three (3) area suppliers and contractors, and

WHEREAS, the lowest responsible proposal accomplishing the work to be performed and material to be furnished has been submitted by Robert L. Knauber, d/b/a Robert L. Knauber Trim Co., 26 Pleasant Avenue, Lancaster, New York, and

WHEREAS, said proposal has been filed with the Town Clerk,

NOW, THEREFORE, BE IT

RESOLVED, that the proposal of Robert L. Knauber, d/b/a Robert L. Knauber Trim Co., 26 Pleasant Avenue, Lancaster, New York, dated February 2, 1976, to provide certain material and to perform certain work in connection with the furnishing of individual police personnel lockers at the new Lancaster Town Center, be and hereby is accepted, at a cost to the Town of Lancaster of \$1,740.00.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT	VOTED	YES
COUNCILMAN BERENT	VOTED	YES
COUNCILMAN BOLENDER	VOTED	YES
SUPERVISOR KEYSA	VOTED	YES
COUNCILMAN METZ	VOTED	YES

~~and~~

The resolution was thereupon unanimously adopted.

February 9, 1976

Councilman Bolender requested a suspension of the necessary rule for immediate consideration of the following resolution -
SUSPENSION GRANTED.

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN BOLENDER , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
METZ , TO WIT:

WHEREAS, by letter of February 6, 1976, the Executive Director of the Town of Lancaster Youth Bureau has requested authorization for the attendance of three members of said Youth Bureau to attend a meeting sponsored by the Community Board of Directors of Crisis Service relative to Mental Health Services Problems - State and County, said meeting to be held on February 19, 1976, and

WHEREAS, it is deemed in the public interest that such authorization be granted,

NOW, THEREFORE, BE IT

RESOLVED, that Mary Lucariello, Anthony D'Amore and Marge Bohm be and hereby are authorized to attend said meeting, with reimbursement for actual and necessary expenses not to exceed \$6.00 per person attending.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT	VOTED	YES
COUNCILMAN BERENT	VOTED	YES
COUNCILMAN BOLENDER	VOTED	YES
SUPERVISOR KEYSA	VOTED	YES
COUNCILMAN METZ	VOTED	YES

~~duky~~
The resolution was thereupon unanimously adopted.

February 9, 1976

STATUS REPORT ON UNFINISHED BUSINESS:

1. Walden Pond Park - Federal Assistance Application

On January 30, 1976, Congressman Kemp wrote the State Park Commission and requested a favorable review and prompt approval of the Town's Walden Pond Park Application.

2. Town Line Speed Reduction

On September 8, 1975 the New York State Dept. of Transportation acknowledged receipt of the Town Board's resolution in this matter and indicated that upon receipt of a similar request from the Town of Alden, they would initiate a traffic engineering investigation on this highway.

3. Local Tax Exemption County I.D.A. Projects

On January 26, 1976, Mr. Benzel of the Lancaster I.D.A. reported that it is his recommendation that each I.D.A. Project be granted exemption on a negotiated basis. The Supervisor informed those present that he is filing a position statement to this office with the Erie County Economic Coordinator. The Town Clerk was directed to remove this item from the future agendas of the Lancaster Town Board.

4. Rezone Petition, Angelo and Fanny Arcadi.

On January 19, 1976, the petition was presented to the Town Board and referred to the Planning Board for report and recommendation.

5. Proposed 35 Foot Front Yard Requirements for R-1 District.

On February 2, 1976, the Town Board set a Public Hearing on this Zoning Change Amendment for Monday, March 1, 1976, at 8:15 P.M.

PERSONS DESIRING TO ADDRESS TOWN BOARD:

NONE

COMMUNICATIONSDISPOSITION

64. Town Clerk to Town Board - Resume of actions taken in response to directions and resolutions of the Town Board Meeting of 2/2/76.	R & F
65. Copy of the Minutes of the Planning Board Meeting of Wednesday, January 21, 1976.	R & F
66. Copy of the January, 1976 Report of the Town Clerk to the Town Board.	R & F
67. Copy of the January, 1976 Monthly Report of the Chief of Police to the Town Board	R & F
68. Copy of the January, 1976 Monthly Report of the Dog Warden to the Town Board.	R & F
69. Walter Kostecky, Director of Senior Citizens to the Town Board - Request transfer within the Recreation Budget of the Town of Lancaster.	Recreation Comm.
70. Chief Ott to Town Board - Recommend contract award for police cars - Gillogly Chevrolet.	R & F
71. Congressman Kemp to State Park Commission - Request favorable review and funding of Walden Pond Park Project.	R & F
72. Clarence E. Donath to Town Board - Status report on present project cost - new Broadway Library.	R & F
73. Town Attorney to Town Planning Board - Transmittal copy of regulations concerning curbing for physically handicapped.	R & F
74. Assemblyman Graber to Town Board - Transmittal of resolution to be introduced requesting 100% funding of Welfare by the Federal Government.	Town Attorney
75. Recreation Director and Commission to Town Board - Request for additional insurance certifica- tion - Lancaster Boys Club Program.	Insurance Comm. T. Recreation Comm.
76. Recreation Director and Commission to Town Board - Request for authorization to invite bids for 1976 Arts and Crafts and Recreation Supplies.	R & F T. Recreation Comm.
77. State Conservation Department to Town Board - Notice of Public Hearing on Discharge Permit, Glendale Treatment Plant.	R & F
78. Supervisor to the Town Board - Notification investment of \$150,000.00 at M & T with dollar earnings of \$1,585.08.	R & F

COMMUNICATIONS CONT'D.

DISPOSITION

79. Supervisor to Town Board -
Notification of investment of \$400,000.00
at Marine Midland Bank with dollar earnings
of \$4,363.33.
80. Supervisor to Town Board -
Notification of investment of funds at
Marine Midland Bank with dollar earnings
of \$887.78 and \$763.89
81. Robert L. Knauber Trim Co. to Town Board -
Proposal to built lockers for Police
Department at Lancaster Town Center for
total cost of \$1,740.00.
82. Executive Director of Youth Bureau to Town
Board -
Request authorization to attend Community
Board of Directors Meeting in Hamburg.

R & F

R & F

R & F

Attorney

R & F

Attorney

ADJOURNMENT:

ON MOTION OF COUNCILMAN BOLENDER, AND SECONDED BY THE ENTIRE
TOWN BOARD AND CARRIED, the meeting was adjourned at 8:35 P.M. out of
respect to:

Theresa Lume
John Haag
John Goldback

Signed Robert P. Thill
Robert P. Thill, Town Clerk